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August 29, 2005

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Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW, Room TW-A325  
Washington, DC 20554

Federal Communications Commission  
Office of Secretary

Re: WT Docket No. 04-356, Service Rules for Advanced Wireless Services in  
1915-1920 MHz, 1995-2000 MHz, 2020-2025 MHz and 2175-2180 MHz  
Ex Parte

Dear Ms. Dortch:

On August 25, 2005 David Wye and Neeti Tandon of Cingular Wireless met with Peter Daronco, David Hu, Marty Liebman, and Steve Zak of the Wireless Telecommunications Bureau and Ron Chase, Patrick Forster, and Ahmed Lahjouji of the Office of Engineering and Technology to discuss issues related to the technical rules for H-block phones.

Cingular representatives expressed the following views:

- Cingular continues to support a power limit of 13 dBm EIRP for H-block devices across the entire 1915-1920 MHz band. This represents a compromise to protect the majority of existing PCS devices while still providing adequate power to allow new H-block devices to effectively operate. Cingular noted, however, that more testing on UMTS devices is required in order to assess the impact of a 13 dBm limit on them.
- If a "split band" approach were to be adopted, a power limit of 13 dBm EIRP should be applied in the 1917-1920 MHz portion of the H-block.
- Study is needed to determine the appropriate power limits for the 1915-1917 MHz portion of the H-block, if a split band approach is adopted. Prior studies did not examine the appropriate levels for this segment. Cingular believes that a 30 dBm EIRP power limit in this segment of the band will cause unacceptable interference into existing PCS devices and would not support such a limit.
- Cingular supports the adoption of out-of-band emission limits for the H-block that are consistent with current industry specifications.

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Please associate this notification with the referenced docket proceeding. If there are any questions concerning this matter, please contact the undersigned.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. Wye', with a stylized flourish at the end.

David Wye  
Executive Director, Federal Regulatory Affairs

cc: Peter Daronco  
David Hu  
Marty Liebman  
Steve Zak  
Ron Chase  
Patrick Forster  
Ahmed Lahjouji